

from an order granting psychiatric or psychological treatment is not subject to review on appeal from a preliminary order. See Susan Cunningham v. Michael E. Michael, D.D.S., Docket No. 177,523 (April 1994). A finding that the psychological condition is or is not traceable to the physical injury is not one of the findings listed in K.S.A. 44-534a and is not otherwise a jurisdictional finding. Respondent admits claimant suffered a physical injury. The Administrative Law Judge, therefore, had jurisdiction to find either that the psychological condition was or was not traceable to that injury. That decision will not, therefore, be disturbed on appeal.

WHEREFORE, it is the finding, decision, and order of the Appeals Board that the August 8, 1994, Preliminary Order by Administrative Law Judge Alvin E. Witwer, should and does remain in full force and effect as entered.

IT IS SO ORDERED.

Dated this ____ day of February, 1995.

BOARD MEMBER

BOARD MEMBER

BOARD MEMBER

cc: Michael A. Preston, Overland Park, KS
Frederick J. Greenbaum, Kansas City, KS
Alvin E. Witwer, Administrative Law Judge
George Gomez, Director